

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
BEAUFORT DIVISION

RICHARD ALEXANDER
MURDAUGH, JR.,

Plaintiff,

v.

BLACKFIN, INC., WARNER BROS.
DISCOVERY, INC., WARNER
MEDIA ENTERTAINMENT PAGES,
INC., AND CAMPFIRE STUDIOS INC.,

Defendants.

Civil Action No.: 9:24-cv-04914-RMG

MOTION TO DISMISS OF
BLACKFIN, INC.

Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, Defendant Blackfin, Inc.¹ (“Blackfin”), respectfully moves this court for an Order dismissing Plaintiff’s Amended Complaint. The basis for this Motion is that the Amended Complaint fails to state a claim upon which relief can be granted.

¹ All of the Warner Entities join this Motion even though Plaintiff should have identified WarnerMedia Direct, LLC, Discovery Communications, LLC (“Discovery Communications”), and Discovery Digital Ventures, LLC (“DDV”) instead of WBD and Warner Media Entertainment for the reasons explained in the Amended Answer to Local Rule 26.01 Interrogatories (Dkt. 44) and based on the allegations of the Amended Complaint (none of which the Warner Entities concede). Also, Plaintiff makes no allegations connecting Warner Media Entertainment to the Blackfin Documentary, meaning that WBD is the only named Warner Entity relevant to this Motion. The Warner Entities reserve all rights and waive none relating to the improper party identification.

This Motion is supported by applicable law, Blackfin's Memorandum of Law filed simultaneously herewith, and any additional supporting memoranda that may be submitted by Blackfin at or before any ruling on this Motion.

WHEREFORE, Defendant Blackfin, Inc. respectfully requests that the Court enter an Order Dismissing Plaintiff's Amended Complaint.

Respectfully submitted,

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s/ MERRITT G. ABNEY

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Charleston, South Carolina
April 22, 2025